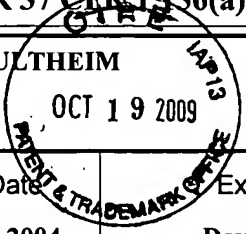


|  |                                      |                                 |                                |                               |                                  |  |
|--|--------------------------------------|---------------------------------|--------------------------------|-------------------------------|----------------------------------|--|
| <b>COMBINED AMENDMENT &amp; PETITION FOR EXTENSION OF TIME UNDER 37 CFR 1.136(a) (Small Entity)</b>  |                                      |                                 |                                |                               | Docket No.<br><b>A-10779.RCE</b> |  |
| In Re Application Of: <b>Shai FULTHEIM</b>   |                                      |                                 |                                |                               |                                  |  |
|   |                                      |                                 |                                |                               |                                  |  |
| Application No.<br><b>10/828,465</b>   | Filing Date<br><b>April 21, 2004</b> | Examiner<br><b>David Silver</b> | Customer No.<br><b>20741</b>   | Group Art Unit<br><b>2128</b> | Confirmation No.<br><b>5322</b>  |  |
| Invention: <b>CLUSTER BASED OPERATING SYSTEM-AGNOSTIC VIRTUAL COMPUTING SYSTEM</b>   |                                      |                                 |                                |                               |                                  |  |
| <u>COMMISSIONER FOR PATENTS:</u>   |                                      |                                 |                                |                               |                                  |  |
| <p>This is a combined amendment and petition under the provisions of 37 CFR 1.136(a) to extend the period for filing a response to the Office Action of <u><b>May 18, 2009</b></u> in the above-identified application.<br/> <i style="margin-left: 150px;">Date</i></p> <p>The requested extension is as follows (check time period desired):</p> <p> <input type="checkbox"/> One month             <input checked="" type="checkbox"/> Two months             <input type="checkbox"/> Three months             <input type="checkbox"/> Four months             <input type="checkbox"/> Five months       </p> <p>         from: <u><b>August 18, 2009</b></u>     until: <u><b>October 18, 2009</b></u><br/> <i style="margin-left: 100px;">Date</i>     <i style="margin-left: 150px;">Date</i> </p> <p>Applicant claims small entity status. See 37 CFR 1.27.</p> <p>The fee for the amendment and extension of time has been calculated as shown below:</p> |                                      |                                 |                                |                               |                                  |  |
| <b>CLAIMS AS AMENDED</b>   |                                      |                                 |                                |                               |                                  |  |
|  | CLAIMS REMAINING<br>AFTER AMENDMENT  | HIGHEST #<br>PREV. PAID FOR     | NUMBER EXTRA<br>CLAIMS PRESENT | RATE                          | ADDITIONAL<br>FEE                |  |
| TOTAL CLAIMS   | 45   -                               | 45   =                          | 0                              | x   \$26.00                   | \$0.00                           |  |
| INDEP. CLAIMS  | 3   -                                | 3   =                           | 0                              | x   \$110.00                  | \$0.00                           |  |
| <b>FEE FOR AMENDMENT</b>   |                                      |                                 |                                |                               | <b>\$0.00</b>                    |  |
| <b>FEE FOR EXTENSION OF TIME</b>   |                                      |                                 |                                |                               | <b>\$245.00</b>                  |  |
| <b>TOTAL FEE FOR AMENDMENT AND EXTENSION OF TIME</b>   |                                      |                                 |                                |                               | <b>\$245.00</b>                  |  |
| <div style="display: flex; justify-content: space-between;"> <div> <p>10/20/2009 SHOHAMME 00000128 10828465</p> <p>01 FC:2252                      245.00 OP</p> </div> <div> <p>10/20/2009 SHOHAMME 00000047 10828465</p> <p>01 FC:2252                      245.00 OP</p> </div> </div>  |                                      |                                 |                                |                               |                                  |  |

**COMBINED AMENDMENT & PETITION FOR EXTENSION OF  
TIME UNDER 37 CFR 1.136(a) (Small Entity)**

Docket No.  
A-10779.RCE

The fee for the amendment and extension of time is to be paid as follows:

- ☒ A check in the amount of **\$245.00** for the amendment and extension of time is enclosed.
- ☐ Please charge Deposit Account No. \_\_\_\_\_ in the amount of \_\_\_\_\_
- ☒ The Director is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. **08-2455**
- ☒ Any additional filing fees required under 37 C.F.R. 1.16.
- ☒ Any patent application processing fees under 37 CFR 1.17.
- ☒ If an additional extension of time is required, please consider this a petition therefor and charge any additional fees which may be required to Deposit Account No. **08-2455**
- ☐ Payment by credit card. Form PTO-2038 is attached.

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

Dated: 10/19/09

  
Signature

Mitchell B. Wasson - Reg. No. 27,408  
Hoffman, Wasson & Gitler, P.C.  
2461 South Clark Street, Suite 522  
Arlington, VA 22202  
703.415.0100

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on

\_\_\_\_\_  
(Date)

\_\_\_\_\_  
Signature of Person Mailing Correspondence

\_\_\_\_\_  
Typed or Printed Name of Person Mailing Correspondence

CC: